

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 2934-01
BILL NO.: HB 1308
SUBJECT: Crimes and Punishment; Public Health
TYPE: Original
DATE: March 9, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	(Less than \$100,000)	(Less than \$100,000)	(Less than \$100,000)
Total Estimated Net Effect on <u>All</u> State Funds	(Less than \$100,000)	(Less than \$100,000)	(Less than \$100,000)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the State Courts Administrator, Office of Prosecution Services, State Public Defender, and Department of Health** assume the proposed legislation would have no fiscal impact on their agencies.

Oversight assumes the proposal could result in more offenders being incarcerated or placed on probation. Additional costs for supervision and care by the Department of Corrections cannot be determined, but would likely be less than \$100,000 annually.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
General Revenue Fund <u>Department of Corrections</u>			
<u>Cost</u> - Probation or incarceration costs	(Less than \$100,000)	(Less than \$100,000)	(Less than \$100,000)
<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	\$0	\$0	\$0

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

The proposed legislation makes it illegal to knowingly possess gamma hydroxybutyrate (GHB) or ketamine, or their precursors. The penalty for a first violation is a class A misdemeanor and a class D felony for second and subsequent violations. The proposal also makes it illegal to knowingly manufacture, distribute, dispense or sell, or possess with the intent to manufacture, distribute, or dispense, or to cause another person to unknowingly consume GHB or ketamine. A violation of these provisions is a class D felony for a first violation and a class C felony for second and subsequent violations. Possession, manufacture, distribution, and sale of the drugs is not prohibited if there is a bona fide medical need or it is authorized by a licensed individual.

L.R. NO. 2934-01
BILL NO. HB 1308
PAGE 3 OF 3
March 9, 2000

DESCRIPTION (continued)

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the State Courts Administrator
Office of Prosecution Services
State Public Defender
Department of Health

**NOT RESPONDING: Office of the Attorney General, Department of Corrections, and
Department of Public Safety - Missouri Highway Patrol.**

A handwritten signature in black ink, appearing to read "Jeanne Jarrett".

Jeanne Jarrett, CPA
Director
March 9, 2000